

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

FILED
JAMES BONINI
CLERK

04 JUN -2 PM 12:41

SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

Richard J. Klein,
Petitioner,

vs.

Case No C-1-01-794
Judge Beckwith
M.J. Black

Harold Carter, Warden,
Respondent.

PETITIONER'S MOTION TO WITHDRAW PREVIOUSLY FILED MOTION

Petitioner hereby requests the clerk to strike Petitioner's previously filed motion specifically "Petitioner's Motion in Response to Respondent's Motion for Leave to File Documents Manually" (Doc. 39) as not necessary at this time.

Respectfully submitted,


Richard J. Klein 350-022

Petitioner/pro se

R.C.I. P.O. Box 7010

Columbus, Ohio 45601

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been served upon counsel for Respondent Assistant Ohio Attorney General Diane Malory by Regular first class mail at 150 East Gay Street, Columbus, Ohio 43215 on this 27th day of May, 2004.

Richard J. Klein

